

Laura Vartain Horn (SBN 258485)
KIRKLAND & ELLIS LLP
555 California Street, Suite 2700
San Francisco, CA 94104
Telephone: (415) 439-1625
laura.vartain@kirkland.com

Jessica Davidson (Admitted *Pro Hac Vice*)
Christopher D. Cox (Admitted *Pro Hac Vice*)
KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, NY 10022
Telephone: (212) 446-4800
jessica.davidson@kirkland.com
christopher.cox@kirkland.com

Allison M. Brown (Admitted *Pro Hac Vice*)
KIRKLAND & ELLIS LLP
2005 Market Street, Suite 1000
Philadelphia, PA 19103
Telephone: (215) 268-5000
alli.brown@kirkland.com

Attorneys for Defendants
UBER TECHNOLOGIES, INC., RASIER, LLC,
and RASIER-CA, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

This Document Relates to:

ALL ACTIONS

Case No. 3:23-md-03084-CRB (LJC)

**DECLARATION OF CHRISTOPHER V.
COTTON IN SUPPORT OF DEFENDANTS’
ADMINISTRATIVE MOTION TO SEAL
PERSONAL IDENTIFYING INFORMATION
AND INFORMATION DESIGNATED AS
CONFIDENTIAL PURSUANT TO ECF 176
CONTAINED IN DEFENDANTS’ REPLY IN
SUPPORT OF MOTION TO DISMISS CASES
FOR FAILURE TO COMPLY WITH PTO 31
AND SHOW-CAUSE ORDERS**

Judge: Hon. Charles R. Breyer
Courtroom: 6 – 17th Floor

1 I, Christopher V. Cotton, declare as follows:

2 1. I am an attorney at Shook, Hardy & Bacon L.L.P., counsel of record for Defendants Uber
3 Technologies, Inc., Rasier, LLC, and Rasier-CA, LLC (collectively, “Uber” or “Defendants”). I offer this
4 Declaration in the above-captioned matter in support of Uber’s Administrative Motion to Seal Personal
5 Identifying Information and Information Designated as Confidential Pursuant to ECF 176 Contained in
6 the Reply in Support of Uber’s Motion to Dismiss Cases for Failure to Comply with PTO 31 and Show-
7 Cause Orders (the “Sealing Motion”).

8 2. The Defendant Fact Sheets and information from Plaintiff Fact Sheets which Uber seeks
9 to seal in this Sealing Motion are designated as Confidential under the parties’ Protective Order. *See* ECF
10 176; ECF 4287 at 14-49; *see also* Ex. 5 to Uber’s Reply supporting Motion to Dismiss Cases for Failure
11 to Comply with PTO 31 and Show-Cause Orders.

12 3. Under the Protective Order, Uber may not file confidential material such as Plaintiff or
13 Defendant Fact Sheets “in the public record in this Action” without first filing a motion to seal. ECF 176
14 ¶ 12.5.

15 4. Counsel for Uber previously met and conferred with the Nachawati and Chaffin Luhana
16 firms concerning the sealing of personally identifying information (“PII”) in connection with Uber’s
17 Motion for Entry of (1) an Order to Show Cause Why Plaintiffs Who Have Submitted Non-Bona Fide
18 Receipts Should Not Be Dismissed with Prejudice and (2) a Case Management Order Addressing Certain
19 Plaintiffs Who Have Not Submitted Receipts. ECF 3602-1. Counsel, including counsel for Nachawati
20 Law Group, indicated that they did not oppose sealing PII. The Court granted Uber’s motion to seal. ECF
21 3616. The sealed information contained in the instant Sealing Motion is similar to the PII that has already
22 been filed under seal and unopposed.

23 5. Counsel for Uber also previously made diligent efforts to meet and confer with Plaintiffs’
24 counsel concerning the sealing of PII in connection with Uber’s Motion for Entry of an Order to Show
25 Cause Why 6 Plaintiffs Who Have Submitted Non-Bona Fide Receipts Should Not Be Dismissed with
26 Prejudice. Those efforts are detailed in my declaration in support of Uber’s motion to seal the PII in that
27 motion. ECF 3783-1. Counsel for Uber have not received any communications from any Plaintiff’s
28

1 counsel regarding opposition to the sealing of the material detailed in ECF 3783. The sealed information
2 in this Sealing Motion is similar to the PII that was included in Uber's prior motion to seal.

3 6. On the basis provided above, the Court granted Uber's Administrative Motion to Seal
4 Personal Identifying Information Contained in Defendants' Motion for Entry of Third Receipts Order and
5 Accompanying Documents. ECF 4142. Some of the sealed information contained in this Sealing Motion
6 is similar to the PII that has already been filed under seal.

7 I declare under penalty of perjury under the laws of the United States of America that the foregoing
8 is true and correct.

9 Dated: December 12, 2025

Respectfully submitted,

10 /s/ Christopher V. Cotton

11 CHRISTOPHER V. COTTON

12 (admitted *Pro Hac Vice*)

13 ccotton@shb.com

14 **SHOOK, HARDY & BACON L.L.P.**

2555 Grand Blvd.

Kansas City, MO 64108

Telephone: (816) 474-6550

16 *Attorney for Defendants*

17 UBER TECHNOLOGIES, INC., RASIER, LLC,

18 and RASIER-CA, LLC